



The Associated
Students of
Grossmont College
Constitution
(A Nonprofit Organization)

8800 Grossmont College Drive
El Cajon, CA 92020

Adopted June 23, 2016

PREAMBLE

We, the students of Grossmont College, in order to establish an effective student government to represent students' interests, practice the democratic process, promote personal and civic growth, and to recognize the inherent rights and responsibilities of self-government, do hereby establish this Constitution of the Associated Students of Grossmont College as provided for by the State Legislature through the California Education Code and Title 5 of California's State Code, and as delegated by the Board of Trustees of the Grossmont-Cuyamaca Community College District (GCCCD).

ARTICLE I. TITLE OF ORGANIZATION AND FRAMEWORK

SECTION A. TITLE

The organization established herein shall be known as the Associated Students of Grossmont College, hereafter referred to as *ASGC* or *Board*.

SECTION B. PURPOSE

The organization shall exist to serve the collective needs of the students at Grossmont College, is a nonprofit public benefit organization, and is not organized for the private gain of any person. Furthermore, the ASGC shall pursue endeavors to achieve these goals with excellence and impart that standard to future ASGC members.

SECTION C. AUTHORITY

The decision-making authority of the ASGC shall be vested in the Board of Directors.

SECTION D. COMPOSITION

The Board of Directors shall consist of elected and appointed members of the Associated Students of Grossmont College, including Executive Officers and At-Large Board Members, as provided for in this Constitution and the ASGC Bylaws.

Committee Chairs designated pursuant to the ASGC Bylaws shall serve as voting members of the Board of Directors.

The Student Trustee shall serve as a non-voting, advisory member of the Board of Directors and shall not be counted toward quorum.

SECTION E. POLITICAL LIMITATION

No substantial part of the activities of this organization shall consist of carrying on propaganda or otherwise attempting to influence legislation, and the organization shall not participate or intervene in any political campaign (including the publishing or distribution of statements) on behalf of any candidate for public office.

SECTION F. PROPERTY IRREVOCABLY DEDICATED

The property of this organization is irrevocably dedicated to charitable purposes, and no part of the net income or assets of the ASGC shall ever inure to the benefit of any director, officer, or private person.

SECTION G. DISTRIBUTION ON DISSOLUTION

Upon the dissolution or winding up of the ASGC, its assets remaining after payment, or provision for payment, of all debts and liabilities of this organization shall be distributed to a nonprofit fund, foundation, or corporation, which is organized and operated exclusively for charitable purposes and which has established its tax-exempt status under Internal Revenue Code Section 501(c)(3).

ARTICLE II. MEMBERSHIP & ELIGIBILITY

SECTION A. MEMBERS

All registered students at Grossmont College shall be members of the ASGC and shall be subject to this Constitution, Bylaws, and GCCCD Student Code of Conduct and vested with the following privileges:

1. Seek and hold elected or appointed office, subject to the eligibility requirements in this Article and the Bylaws.
2. Vote in all ASGC general and special elections.
3. Apply for appointment to college committees, including participatory governance, standing, and ad hoc committees.
4. Exercise additional rights and privileges as determined by the ASGC Board of Directors.

SECTION B. BOARD OF DIRECTORS ELIGIBILITY

To be eligible for election or appointment to the ASGC Board of Directors, candidates must meet the minimum standards established by the Grossmont-Cuyamaca Community College District Board of Trustees and California Education Code, including:

1. Maintain a cumulative 2.0 minimum grade point average.
2. Maintain a minimum current enrollment of five (5) semester units or more at Grossmont College.
3. Be free of all GCCCD academic and disciplinary restrictions.
4. Be able to fulfill responsibilities set forth by the ASGC Bylaws.

In addition to the requirements above, to be eligible to run for the executive office of President, candidates shall:

1. Have completed one (1) full semester at Grossmont College.
2. Have completed a minimum of five (5) units at Grossmont College.

SECTION C. INELIGIBILITY

The Student Affairs Office shall conduct monthly eligibility verifications of members of the Board.

When it is verified by the Office of Student Affairs that any member of the Board has fallen below the preceding standards, the student shall be contacted and the situation given five school days to rectify. If not rectified, immediate removal from the Board shall result, and the position shall be declared vacant.

A member of the Board, who has been removed for failure to maintain the required standards, shall not be considered for membership until the following election, provided they meet the preceding standards.

ARTICLE III. THE BOARD OF DIRECTORS

SECTION A. COMPOSITION

The Board shall consist of all elected and appointed members. For specific roles and responsibilities of the Board, see the *ASGC Bylaws*.

Notwithstanding the foregoing, the ASGC Bylaws may authorize a temporary and time-limited exception permitting the Vice President of Finance to serve as Chair of the Finance Committee during a transitional governance period, provided such authorization includes an automatic sunset tied to the seating of a duly elected Board.

SECTION B. LEGISLATIVE AUTHORITY

The Board of Directors shall exercise its authority primarily through recommendations developed by its standing and ad hoc committees, as established in the ASGC Bylaws.

The Board shall have the legislative authority to:

1. Create and amend the *ASGC Bylaws* as necessary.
2. Create and act upon motions, proposals, and resolutions.
3. The Board may establish standing committees, ad hoc committees, task forces, or working groups it deems necessary to achieve its goals and interests.
4. Develop policies and procedures that are not delegated or otherwise prohibited by this document or the current laws, and change these policies and procedures as determined necessary by the Board.
5. Fix and collect membership fees for the ASGC.
6. Determine and approve the annual budget for the forthcoming fiscal year.
7. Authorize expenditures as specified in the ASGC Bylaws and to develop new sources of income for the ASGC.
8. Sponsor, plan, and/or implement activities on behalf of the ASGC.
9. Hold the Board and any appointed member within the Board accountable to uphold all federal, state, college, and ASGC policies and procedures.
10. Approve all appointments made to the Board in accordance with the process outlined in the *ASGC Bylaws*.
11. Stay informed of Grossmont College issues and policies by attending meetings, performing research, and contacting members of the Grossmont College community.
12. Take a position on pending local, state, and federal legislation on behalf of students enrolled at Grossmont College.
13. Perform all duties as assigned by the ASGC Constitution and Bylaws.
14. The ASGC is created with the approval of, and is subject to the control and regulation of, the Board of Trustees of the Grossmont Cuyamaca Community College District and the California Education Code. The Board shall not violate any rules or regulations of these entities/documents or any other laws of the State of California and/or the laws of the United States of America. All laws, regulations, codes, policies, and procedures shall be followed from the highest to the lowest level of authority.

15. The Board shall keep a record of all meetings and decisions.

SECTION C. VACANT BOARD POSITIONS

The Board will appoint individuals to fill vacant elected positions, as provided for in the *ASGC Bylaws*.

SECTION D. VOTING

Each voting member of the Board of Directors shall have one (1) vote. The President and Secretary shall not vote. The Vice President shall vote only for the purpose of breaking a tie. No proxy voting shall be permitted.

SECTION E. PRESIDENTIAL VETO

The President shall have the authority to veto any action of the Board of Directors within a timeframe established in the *ASGC Bylaws*.

A presidential veto may be overridden by a two-thirds (2/3) vote of the active voting members of the Board at a duly noticed meeting.

SECTION F. RESPONSIBILITIES

The Board shall have the responsibility for conducting the day-to-day business of the ASGC.

SECTION G. DISTRIBUTION OF POWERS

All legislative, financial, and executive powers of the ASGC shall be vested in the Board, with the guidance of the Advisor.

SECTION H. REPRESENTATION

The Board shall be the sole representative and decision-making unit of the students enrolled at Grossmont College to all on and off-campus entities.

SECTION I. INTERNAL COMMITTEES

The Board of Directors may establish standing and ad hoc internal committees as necessary to carry out the purposes and objectives of the Associated Students of Grossmont College.

1. Standing committees shall be established for ongoing areas of responsibility in order to best represent the interests of the student body. Standing committees shall:
 - a. Consist of at least three (3) Board members and one (1) Advisor.
 - b. Operate in an advisory capacity, conducting research, deliberation, and preparation of recommendations for Board consideration;
 - c. Remain active for a duration determined by the Board, but no less than the fall and spring semesters; and
 - d. Be formed or disbanded by a two-thirds (2/3) vote of the Board.

The structure, scope, leadership selection, meeting procedures, quorum requirements, and reporting obligations of standing committees shall be defined in the ASGC Bylaws.

2. Ad hoc committees may be established by the Board to address specific tasks or issues of a temporary nature. Ad hoc committees shall:
 - a. Be formed and disbanded by a simple majority vote of the Board.
 - b. Consists of at least three (3) Board members and one (1) Advisor.
 - c. Be established for a defined purpose and dissolved upon completion of that purpose; and
 - d. Provide a report or recommendation to the Board upon completion of their work, as provided in the ASGC Bylaws.

ARTICLE IV. INTER CLUB COUNCIL (ICC)

SECTION A. PURPOSE

The purpose of the Inter Club Council (ICC) is to encourage campus life, diversity, and learning outside of the classroom. The ICC shall serve as the representative body to coordinate and promote communication and cooperation among student clubs and organizations on campus. Furthermore, the ICC shall serve as a forum through which student clubs and organizations may obtain information and advocate effectively for their interests within the campus community.

SECTION B. COMPOSITION

The Inter Club Council shall be composed of:

1. One (1) ICC President, elected by the representatives of the actively registered clubs and organizations;
2. Representatives from each actively registered club and organization; and
3. One (1) Advisor.

Additional ICC officers, committee structures, and operational procedures shall be established in the ICC Club Manual.

The ICC President shall:

1. Serve as the presiding officer and chair of the Inter Club Council;
2. Represent the collective interests of student clubs and organizations; and
3. Serve as an ex officio, non-voting, advisory member of the ASGC Board of Directors, with the right to participate in discussion but not to vote or be counted toward quorum.

SECTION C. AUTHORITY OF THE ICC

The Inter Club Council may, in accordance with its bylaws:

1. Adopt resolutions and make recommendations to the ASGC Board of Directors on matters affecting campus life, student organizations, and co-curricular engagement;

2. Develop and approve the annual ICC budget for the forthcoming fiscal year, subject to ASGC financial oversight as outlined in the ASGC Bylaws; and
3. Recommend expenditures and funding priorities and develop sources of income for ICC activities, consistent with applicable policies and procedures.

ARTICLE V. SEATING, SUCCESSION, AND RESIGNATIONS

SECTION A. VACANCIES/SEATING

If the office of the President is vacant for any reason, the Vice President shall assume the office and duties of the President. For all other vacancies, refer to the *ASGC Bylaws*.

SECTION B. SUCCESSION

If any elected position is not filled in a general election, or if it is left vacant by resignation, impeachment or recall, then it may be deemed an appointed position and shall be filled by a nomination from the Board and a simple majority vote of the remaining members of the Board, or it may be filled in a special election, if desired, by the Board as shown by a simple majority vote.

SECTION C. RESIGNATIONS

All resignations must be submitted in writing to the President and/or Vice President and Advisor.

ARTICLE VI. ELECTIONS

SECTION A. GENERAL ELECTIONS

The ASGC shall hold a general election pursuant to the *ASGC Bylaws* for all elected positions and referendum questions during the spring academic term each year. The *ASGC Bylaws* shall set the election codes, election calendar, and publication of results.

SECTION B. ELECTION COMMITTEE

An Election Committee shall be established and supervised through the ASGC Advisor and pursuant to the *ASGC Election Code*, and membership on the committee shall not include ASGC Student Board members, past or present, or any candidates for election. A list of Election Code Committee members, agendas, and minutes shall be posted as public information.

SECTION C. TERM DURATION AND LIMITS

The incoming Board shall be sworn in at the final regular meeting of the spring semester, or no later than the college's commencement. The term of office for all Board members shall be one (1) academic year, beginning immediately following the spring commencement and ending at the conclusion of the following year's commencement.

1. The maximum term of service to the Board by any member shall not exceed two (2) terms.
2. No person may serve as president for more than one (1) term.
3. Service to fill a vacancy in any position shall not count toward the term limit for that position if the service constitutes less than half of the term. If the service exceeds half the term, it shall count as one full term for limit purposes.

4. No person shall hold more than one Board position simultaneously.

SECTION D. SPECIAL ELECTIONS

1. Special elections may be called at the discretion of the Board for any purpose provided for in this document and the *ASGC Bylaws*.
2. A simple majority vote of the Board is required to authorize a Special Election, and to set the dates for the Special Election, with the exception of recall elections.

ARTICLE VII. BOARD DISCIPLINE, IMPEACHMENT & RECALL

SECTION A. BOARD DISCIPLINE

The Board of Directors may discipline an individual member of the Board for violation of the ASGC Constitution, ASGC Bylaws, or applicable District policy.

Disciplinary action may include progressive measures, up to and including removal from office, as authorized by this Constitution.

The standards, tiers, procedures, notice requirements, and appeal processes for Board discipline shall be established in the ASGC Bylaws and shall ensure due process consistent with applicable law. The Board may discipline an individual member of the Board for violation of the *ASGC Constitution and Bylaws* or District policy. The procedures for discipline may be found in the *ASGC Bylaws*.

SECTION B. IMPEACHMENT

The Board of Directors shall have the authority to enact impeachment proceedings against any elected or appointed member of the ASGC by a two-thirds (2/3) vote of the voting members of the Board at a duly noticed meeting.

The following actions shall constitute grounds for impeachment:

1. Failure to meet eligibility or qualification requirements as established by the ASGC Constitution or Bylaws;
2. Failure, neglect, or inability to perform the duties of office;
3. Violation of the Oath of Office; or
4. Repeated or serious violations of ASGC governing documents or District policy, as determined through the disciplinary process established in the ASGC Bylaws.

SECTION C. RECALL

Any elected or appointed member of the ASGC may be subject to recall and removal from office through a special recall election initiated by petition.

A recall petition shall:

1. Contain signatures equal to the total number of votes cast in the previous election for that position, plus one (1);
2. State-specific and verifiable charges; and
3. Include the printed names, signatures, and student identification numbers of currently enrolled Grossmont College students.
4. The Advisor and the Vice President shall verify the sufficiency of the petition and the validity of the charges. Only verified charges may serve as grounds for a recall election.
5. A recall election shall be conducted within thirty (30) instructional days of petition verification. A two-thirds (2/3) majority of votes cast shall be required to recall and remove the member from office.

ARTICLE VIII. INITIATIVE, REFERENDUM & AMENDMENTS

SECTION A. INITIATIVES

Any member of ASGC may initiate legislation by petition. The petition must have the signatures and student identification numbers of the average number of students who voted in the previous three (3) ASGC Spring General Elections. This Petition shall be submitted to the Board for verification and further action. The Board shall consider the legislation within ten (10) instructional days. A simple majority vote by the Board shall enact the initiative into law.

SECTION B: REFERENDUM

Any member of the ASGC may initiate a petition. The petition must have the signatures and student identification numbers of the average number of students who voted in the previous three (3) ASGC Spring General Elections. The petition for a referendum shall be submitted to the Board for verification and shall be considered within ten (10) instructional days.

SECTION C: AMENDMENTS

The ASGC reserves the right to amend its Constitution and Bylaws. The ASGC shall form an ad hoc committee to address all proposed amendments to the Constitution or Bylaws.

1. Proposal of Amendments: Amendments to this Constitution may be proposed by:
 - a. A two-thirds (2/3) affirmative vote of the Board; or
 - b. A petition signed by registered students equal in number to the average voter turnout in the previous three (3) ASGC Spring General Elections.
2. Review and Notice: Proposed amendments shall be reviewed by the Board (or a designated committee if established). They must be posted publicly (e.g., on the ASGC website, bulletin boards, and in accordance with the Brown Act and college policies) for at least seven (7) instructional days prior to any student vote.
3. Ratification: Constitutional amendments shall be ratified by a two-thirds (2/3) affirmative vote of ballots cast in a general or special election.
4. Bylaws: The Board may adopt, amend, or repeal Bylaws by a two-thirds (2/3) affirmative vote. Proposed Bylaw changes must be posted publicly for at least seven (7) instructional days prior to the vote.

5. Filing and Effective Date: Upon ratification, amended documents shall be filed with the Office of Student Affairs and made publicly available digitally and/or in relevant administrative offices. Amendments take effect immediately upon ratification unless otherwise specified.

ARTICLE IX. GENERAL BOARD DUTIES & RESPONSIBILITIES

SECTION A. MEETINGS

All meetings of the Board of Directors and its committees shall be conducted in compliance with the Ralph M. Brown Act, including advance posting of agendas and public access.

The Board of Directors shall hold regular meetings, the frequency of which shall be established in the ASGC Bylaws. The Board may also hold special meetings when necessary.

Special meetings may be called by:

1. The President of the Board of Directors, or
2. The Vice President of the Board of Directors, or
3. A majority vote of the Board of Directors.

Meetings of the Board shall be held on Grossmont College property or in a hybrid or remote format as permitted by law and defined in the ASGC Bylaws.

SECTION B. PARLIAMENTARY AUTHORITY

The ASGC shall operate under a committee-driven governance model.

Each voting member of the Board of Directors shall be assigned to and actively participate in at least one (1) Standing Committee and one (1) Internal Governance Committee, as defined in this Constitution and the ASGC Bylaws.

Committee participation, including attendance, preparation, and fulfillment of assigned responsibilities, shall be considered a core duty of Board membership.

Failure to meet committee obligations may constitute grounds for disciplinary action, as provided in the ASGC Bylaws.

All meetings of the Board of Directors and its committees shall be conducted in accordance with Robert's Rules of Order, Newly Revised, except where otherwise provided by this Constitution, the ASGC Bylaws, or applicable law.

The provisions of the Ralph M. Brown Act shall govern all meetings of the ASGC.

SECTION C. QUORUM

Quorum for meetings of the Board of Directors shall be defined as a simple majority of the voting members of the Board, as specified in this Constitution. The ASGC President, Vice President, and Secretary do not count toward quorum.

Quorum requirements for committee meetings shall be established in the ASGC Bylaws.

An Advisor shall be present at meetings as required by District policy and as specified in the ASGC Bylaws.

SECTION D. RULES & BYLAWS AUTHORITY

All operational rules, policies, procedures, expectations, and enforcement mechanisms of the ASGC shall be contained in the ASGC Bylaws.

Unless otherwise specified in this Constitution, the ASGC Bylaws may be adopted or amended by a two-thirds (2/3) vote of the voting members of the Board of Directors. All other rules and policies shall be contained in the Bylaws of this organization and, if not otherwise specified in this document, shall be amendable by a two-thirds (2/3) vote of the Board.

ARTICLE X. FINANCES

SECTION A. FISCAL MANAGEMENT

The financial affairs of the Associated Students of Grossmont College shall be administered through an annual budget and financial oversight system.

The Board of Directors shall exercise final authority over all financial matters. The preparation, review, and recommendation of budgets, expenditures, and financial policies shall be conducted through processes established in the ASGC Bylaws, including the use of a standing committee structure.

The ASGC shall maintain accurate and complete books and records of account and shall keep minutes of the proceedings of the Board of Directors and its committees.

All books and records of the organization shall be subject to inspection by any member of the Board of Directors or by an authorized agent of the Grossmont-Cuyamaca Community College District, at any reasonable time and for any lawful purpose.

During the transitional period of spring 2026, the Vice President of Finance will serve as Chair of the Finance Committee solely for continuity and training purposes and shall remain subject to all Board approval and oversight requirements.

SECTION B. EXPENDITURES

All expenditures of ASGC funds shall:

1. Be consistent with the ASGC Constitution and ASGC Bylaws;
2. Comply with Grossmont-Cuyamaca Community College District policies and administrative procedures; and
3. Conform to all applicable State and Federal law, including the decision of the United States Supreme Court in Board of Regents v. Southworth, 529 U.S. 217 (2000).

The review and recommendation of expenditures may be delegated to a committee as provided in the ASGC Bylaws; however, final authorization of expenditures shall remain with the Board of Directors, unless otherwise permitted by law.

SECTION C. FISCAL YEAR

The fiscal year of the ASGC shall be July 1 through June 30 of the succeeding calendar year for financial and accounting purposes.

ARTICLE XI. ADVISOR

SECTION A. ADVISOR

The ASGC shall have an official Grossmont College staff Advisor. The Advisor shall serve as a non-voting ex-officio member of the ASGC.

SECTION B. PURPOSE

The Advisor is expected to provide structure to the ASGC through mentorship, leadership, and fiscal training, transitions, and the resources to help foster an environment for ASGC members and representatives to successfully serve the needs and interests of Grossmont College students.

ARTICLE XII. LEGAL CONFLICTS

SECTION A. LEGALITY

Should any portion of this document be found illegal, the remainder of this document shall remain in effect until otherwise changed by amendment.

SECTION B. CONFLICTS

Should any local, state, or federal law, regulation, or code be found to be in conflict with this document, then the portion in this document which is in question shall be considered to be null and void, however the remainder of the document will remain in effect. The law, regulation, or code from the highest-ranking authority shall take precedence over all others and will be obeyed by the ASGC.

ARTICLE XIV. STUDENT RIGHTS

SECTION A. FREEDOM OF SPEECH, EXPRESSION, ASSEMBLY AND PRIVACY

Neither the ASGC, the Board, nor any group or agency acting on its behalf, may take action restricting or infringing upon an individual or organization's right to freedom of speech, freedom of expression, freedom of press, freedom of assembly, or right to privacy, provided that those exercising their rights are not violating the same equal rights or freedoms of others.

SECTION B. FREEDOM OF RELIGION

The Board may take no action favoring or disfavoring any religion or religious belief. The ASGC shall not require or endorse the taking of oaths which include references to deities, religions or religious affiliations, nor shall any tests based upon religion be administered under its authority.

SECTION C. DISCRIMINATION

Each student has the right to be treated with dignity in an environment free from discrimination and shall be held equal before the law, and no rights, privileges, or possessions may be denied or granted to an individual on the basis of race, color, religion, national origin, gender or parental status, disability, age, or sexual orientation.

SECTION D. FREEDOM OF INFORMATION

All documents of the ASGC shall be available to the public. All documents must be available for viewing by any individual upon request and at a reasonable time, in accordance with the California Public Records Act.

ARTICLE XV. OATH OF OFFICE

SECTION A. RECITATION

All office holders of the ASGC shall publicly recite the Oath of Office before the start of an elected or appointed term as administered by the President.

SECTION B. OATH OF OFFICE

I, [Full Name], do solemnly swear that I will support and defend the Associated Students of Grossmont College Constitution and Bylaws. That, I will preserve and protect the rights and interests of all students of Grossmont College.

That I will faithfully discharge the office of [Office Title] of the Associated Students of Grossmont College, without any mental reservation or purpose of evasion.